

IN THE HIGH COURT OF BOMBAY AT GOA

WRIT PETITION NO. 268 OF 2005

SMT.BHARTI PEDNEKAR AND ANR., ...Petitioners

Versus

THE ADMINISTRATOR AND 2 ORS., ...Respondents

Shri P.A. Kamat, Advocate for the Petitioners.

Coram:- D. D. SINHA, J.

Date:- 17th November, 2005

P.C.:

Heard Shri P.A. Kamat, the learned counsel for the Petitioners.

2. The Writ Petition is directed against the Order dated 5.11.2004 passed by the Civil Judge. S.D. whereby the application of the petitioners for amendment was dismissed.

3. Considered the contentions canvassed by the learned counsel for the petitioners and perused the order impugned as well as the aspect of the proposed amendment in the instant case. In view of the facts involved, the amendment proposed, undoubtedly introduces a new case and therefore the trial Court, in my view, was justified in dismissing the application.

4. Consequently, the Writ Petition suffers from lack of merit and is dismissed.

D. D. SINHA, J.

sl.